

606PROB 12C(7/93)

FILED

United States District Court
for the
WESTERN DISTRICT OF TEXAS

APR 28 2021

CLERK, U.S. DISTRICT COURT
WESTERN DISTRICT OF TEXAS
BY [Signature] DEPUTY CLERK

Petition for Warrant or Summons for Offender Under Supervision

Name of Offender: Diego Armando Olivas-Carreon

Case Number: DR-19-CR-01626 (01)-ILL

Name of Sentencing Judicial Officer: Honorable Ivan L.R. Lemelle, Senior U.S. District Judge

Date of Original Sentence: September 22, 2020

Original Offense: Conspiracy to Transport Illegal Aliens, in violation of 8 U.S.C. § 1324

Original Sentence: Time served, followed by a 3 year term of supervised release.

Type of Supervision: Supervised Release

Date Supervision Commenced: September 22, 2020

Assistant U.S. Attorney: James T. Ward

Defense Attorney: Sostenes Mireles, II

PREVIOUS COURT ACTION

Western District of Oklahoma
Case No. M-21-321-SM

N/A

PETITIONING THE COURT

- ☒ To issue a WARRANT.
- ☐ To Issue a WARRANT and TRANSFER JURISDICTION
- ☐ To issue a SUMMONS

The probation officer believes the offender has violated the following conditions of supervision:

<u>Violation Number</u>	<u>Nature of Noncompliance</u>
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- | | |
|----|--|
| 1. | <u>Mandatory Condition No. 1:</u> "The defendant shall not commit another federal, state, or local crime during the term of supervision." |
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	<u>Mandatory Condition No. 2:</u> "The defendant shall not unlawfully possess a controlled substance."
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On March 27, 2021, the offender was arrested by the Bethany Police Department for the offense of Driving Under the Influence. According to the offense report, at approximately 0314 hours, a police officer was dispatched to reports of vehicle parked in the front yard of a house. Upon arrival to the location, the officer observed a white Ford Focus with the hazard lights flashing, and the engine was not running. The offender was identified as the driver and sole occupant of the vehicle. During questioning by the officer, the offender admitted to having consumed alcoholic beverages. The offender further admitted to being intoxicated. At the officer's request, the offender exited the vehicle. The officer observed the offender had slurred speech, red watery eyes, was unsteady on his feet, he had slow and lethargic movements, and the odor of alcoholic beverages on his breath. The offender admitted to drinking six beers at a bar prior to driving the vehicle. The offender was arrested and transported to the Bethany Police Department, where he was administered a breathalyzer examination which revealed his B.A.C. was 0.16. He was subsequently transported to the Oklahoma County Jail and charged with Driving Under the Influence-APC(aggravated).

U.S. Probation Officer Recommendation:

The offender commenced his term of supervised release on September 22, 2020. The probation officer reviewed and explained his conditions of supervised release, as well as the intake packet. Since starting supervision, he has been supervised in the Western District of Oklahoma, where he had stable residency and employment. He has paid off his court ordered fees; however, he continued to make bad choices as demonstrated by his new criminal conduct. Due to his disregard of the Court's orders and continued criminal activity, it is respectfully recommended a warrant be issued for the offender and his term of supervised release be revoked.

The term of supervision should be

 X revoked. (Maximum penalty: 2 years imprisonment; 3 years supervised release; and payment of any unsatisfied monetary sanction previously imposed).

 Extended for years, for a total term of years.

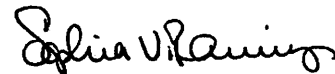
 The conditions of supervision should be modified as follows:

Approved:

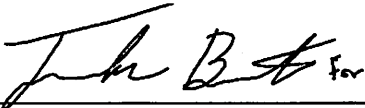
Respectfully Submitted,



Darren P. Kohut
Supervising U.S. Probation Officer



Sophia V. Ramirez
U.S. Probation Officer,
Date: April 15, 2021
Telephone #: 830-734-9175



James T. Ward
Supervisory Assistant U.S. Attorney

cc: Francisco Javier Cenicerros
ADCUSPO, Del Rio

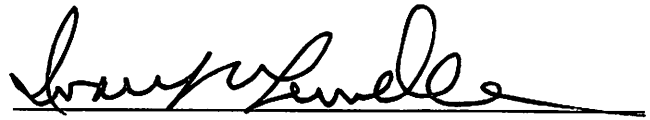
THE COURT ORDERS

☐ No Action

☒ The issuance of a WARRANT. Bond is set in the amount of \$ DETAIN cash /surety with supervision by the United States Probation Office to continue as a condition of release.

☐ The issuance of a SUMMONS.

☐ Other



Honorable Ivan L.R. Lemelle
Senior United States District Judge

4/28/21

Date

AO 442 (Rev. 10/03) Warrant for Arrest (Rev. 9/05 WDTX)

UNITED STATES DISTRICT COURT

Western

District of

Texas

UNITED STATES OF AMERICA

V.

WARRANT FOR ARREST

DIEGO ARMANDO OLIVAS-CARREON

Case Number: DR-19-CR-01626 (01)

To: The United States Marshal
and any Authorized United States Officer

YOU ARE HEREBY COMMANDED to arrest

DIEGO ARMANDO OLIVAS-CARREON

Name

and bring him or her forthwith to the nearest magistrate judge to answer a(n)

☐ Indictment
 ☐ Information
 ☐ Complaint
 ☐ Order of court
 ☐ Probation Violation Petition
 ☒ Supervised Release Violation Petition
 ☐ Violation Notice

charging him or her with (brief description of offense)

VIOLATION OF CONDITIONS OF SUPERVISED RELEASE
(SEE ATTACHED COPY OF PETITION)

in violation of Title(s) _____ United States Code, Section(s) _____

A. Hernandez

Name of Issuing Officer

U.S. DEPUTY CLERK

Title of Issuing Officer

Signature of Issuing Officer

4/28/2021

Date and Location

Del Rio, TX

DATE ISSUED: 4/28/2021

Bail fixed at \$ DETAIN

by

U.S. DISTRICT JUDGE Ivan L.R. Lemelle

Name of Judicial Officer

RETURN

This warrant was received and executed with the arrest of the above-named defendant at

DATE RECEIVED	NAME AND TITLE OF ARRESTING OFFICER	SIGNATURE OF ARRESTING OFFICER
DATE OF ARREST		